

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

David Bradberry individually and
on behalf of all others similarly situated,

Plaintiff,

v.

Case No. 1:23-cv-9440-JHR-OTW

Abercrombie & Fitch Co.,
Michael S. Jeffries, Matthew Smith, and
The Jeffries Family Office, LLC,

Defendants.

**NOTICE OF DEFENDANT ABERCROMBIE & FITCH CO.'S
MOTION TO DISMISS PLAINTIFF'S AMENDED COMPLAINT**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, and all other prior pleadings and proceedings, Defendant Abercrombie & Fitch Co., by and through its undersigned counsel, will move this Court, before the Hon. Jennifer H. Rearden at the Daniel Patrick Moynihan United States Courthouse, , 500 Pearl Street, New York, New York 10007, at a time and place to be set by the Court, for an order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing Plaintiff's Amended Complaint and granting such other and further relief as is just and proper.

Dated: October 4, 2024

Respectfully submitted,

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